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the Fisher Piano has grown to  
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receive one of our handsome dollar  
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for one week ending August 7th.The correct number will be announce-  
d Wednesday morning, August 8th, at  
8 a. m. when the goods will be taken  
out and counted.Persons can register their count at  
our office, or send the same up to 5  
p. m., August 7th, and can have the  
privilege of witnessing the count, com-  
mencing at 8 a. m., Wednesday, Au-  
gust 8th.W. W. DIMOND & CO.  
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And that we are meeting with  
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business.We Hate  
Brugging,But beg to remind you that noth-  
ing in the way of correcting eye  
troubles, or grinding every kind  
of a lens for every kind of eye  
trouble is beyond our skill.  
'Nough said.H. F. WICHMAN,  
FORT STREET.Fourteen shares of Hawaiian Electric  
Co. stock will be sold at auction on  
Tuesday by Jas. F. Morgan.COST DAVIS  
A TENNERThe Lawyer-Notary Has  
To Pungle.

## JUDGE WILCOX FINES HIM

Constitutional Attorney Makes an  
Able Defense But Was  
Short on Facts.Attorney George A. Davis warmed  
up the police court yesterday morn-  
ing. The thermometer of the court  
room had already started upward  
when court opened but when the at-  
torney, who was charged in a penal  
summons with not paying his notarial  
fees for the past three years, started to  
arraign the High Sheriff the mercury  
started on a run up toward the 90  
mark.It was an interesting trial. The spec-  
tators ha-haed, the Judge smiled until  
his face grew red, the High Sheriff and  
the Attorney-General were in convul-  
sions and the bailiff became so inter-  
ested that he forgot to maintain order.The trial was on the order of farce  
comedy, full of laughable situations  
and replete with anti-climaxes. At-  
torney Davis was arrested on a penal  
summons which set forth that Davis  
as a Notary Public of the Republic and  
of the Territory of Hawaii had not  
paid his annual notary license fee of  
\$10 for the last three years, which was  
in violation of section 693 of the Penal  
Code. Also that for one month past  
during the month of July it was al-  
leged that Davis had been acting and  
performing the duties of a Notary Public  
in the First Judicial Circuit. During  
the month of July, it was brought out  
in the trial, that the attorney had ob-  
tained an affidavit from George L. Ed-  
wards, now confined in Oahu prison  
and for whom Davis is counsel, to  
which he as a notary public affixed his  
signature and seal.During the examination Mr. Davis  
objected to the production of the docu-  
ment containing his resignation as no-  
tary public which was sent to the At-  
torney General. He averred many  
times during the trial that the resigna-  
tion had been sent in "long before the  
summons was issued against him." High  
Sheriff Brown however, took the  
wind out of his sails on this point by  
stating that the resignation was sent  
him—that is on August 1. Then the at-  
torney denied that the High Sheriff  
could prove his signature. But Davis  
soon after became heated and referred  
to his resignation. He picked up the  
paper which was lying on the desk be-  
fore him and showed it to Judge Wil-  
cox. The spectators laughed and saw  
the attorney's mistake. This was like  
haunting a red flag before a bull, and  
although Mr. Davis had strongly as-  
serted he would not have anything to  
say in the police court he launched  
forth into a tirade against the "family  
compact," the High Sheriff, the At-  
torney General, and things in general.When the trial opened Mr. Davis  
showed Judge Wilcox the demurrer he  
had filed the day before. The Judge  
said he had read it and returned it to  
Mr. Davis, overruling it. At the re-  
quest of the High Sheriff, George L.  
Edwards, the much-talked of prisoner  
at the Oahu Jail, was placed on the  
stand. His appearance caused com-  
ment, for from being a man of heavy  
build before being sent to prison, he  
had dwindled down to a mere ghost of  
his former self. He was asked if he  
had sworn to an affidavit before Mr.  
Davis in July. Edwards hesitated and  
declined to answer unless His Honor  
requested him to do so. He was per-  
suaded finally that his own case was  
not jeopardized by answering, and  
finally admitted that he had.Gus Rose of the Treasury Depart-  
ment was next placed upon the stand.  
He testified to Mr. Davis' having taken  
out a Notary's commission in 1896.  
Davis objected to the question. "This  
man doesn't know what he is talking  
about," shouted the attorney, and he  
disappeared into Judge Wilcox's pri-  
vate room to look for a set of laws of  
1898. He came back and was about to  
become deeply involved therein when  
he discovered he had a Hawaiian ver-  
sion. Finally the 1898 book was placed  
in his hands. "Ha, I thought I was  
right," he exclaimed. "Act 57. Will  
you swear upon your oath," turning to  
the witness, "that I paid a license fee  
in 1896?""Yes, sir, your license is number 24,"  
was the reply. "You paid \$10.50.""I move that his answer be stricken  
out," said the attorney emphatically.  
"I am perfectly willing that it  
should," said the High Sheriff."Then I am not," retorted Mr. Davis.  
The answer remained.Judge Wilcox interposed at this  
juncture. "Here is the law of 1898, Mr.  
Davis, and it says you must pay a  
license fee of \$10 per annum as notary.""Well, there are so many laws pass-  
ed in this country," said Davis with  
some heat, "that I suppose sometime I  
will have to get out a license to smoke  
in my home."The High Sheriff then produced the  
resignation of Mr. Davis as notary  
public, dated August 1. When it was  
shown to the attorney his eyes popped  
wide open. He objected at once."I did not intend to say anything in  
this court when I came here," he said  
slowly. "The newspapers said I would.  
But this paper—upon this evidence he  
expects to floor me. The High Sheriff  
brings this document down here to put  
in evidence against me. The chief ex-  
ecutive officer of the legal part of the  
government, my learned friend At-  
torney General Edmund Pearson Dole  
brings it here. So be it! His tone now  
became tragic. "At another time and  
place we will meet again. Yes, this  
paper was filed with the legal branch  
of the government—it was not intend-  
ed by me at the time that it should be  
brought down here by the Attorney

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General, who I am sure could employ  
his time much more profitably."  
"I will read it to the Court," suggest-  
ed the High Sheriff."I object," said Mr. Davis starting to  
his feet. "I wonder that the learned  
High Sheriff who passed through a law  
school so hurriedly would offer such a  
document in evidence. My ground of  
contention is that he cannot prove my  
signature."Judge Wilcox ruled that it was a  
public document and it was therefore  
read, showing that Davis had resigned  
as notary.The High Sheriff took the witness  
stand and testified as to Attorney  
Davis' handwriting. Despite his state-  
ment that he would refrain from talk-  
ing much, Mr. Davis began tearing off  
sentences at express speed."Did you institute these proceedings  
against me," queried the attorney.

"The High Sheriff's of—"

"Answer my question?"

"To some degree I did."

"Did you not go to the Attorney Gen-  
eral's room last evening to confer with  
him about this case, eh?"

"Yes."

"Has your Honor seen anything  
wrong in my conduct, here to-day?"  
said Davis, turning to the Judge."Nothing, but what I could com-  
mend," replied His Honor."Have I not had considerable busi-  
ness with you during the last four  
years, Mr. High Sheriff, eh?"

"Not very much."

"Do you know anything against my  
professional record here or elsewhere?""I know you are very apt to make a  
fool of yourself in court.""Well, I suppose so," said Davis,  
lapsing into forgetfulness."Am I not a gentleman and a man of  
honor?"

"You are a man of honor, I believe."

"What is the reason you have in-  
stituted this proceeding? Is it not bit-  
ter animus? Is it not spite and malice?""No, sir, the cause arose from a no-  
tice issued by the Treasury Depart-  
ment.""Did I not tell you I would not be  
placed on a level with fishhawkers  
and street peddlers by paying a license  
to act as a notary public?"Attorney General Dole objected to  
this manner of examination."Let me say for my friend the learned  
Attorney General I am not here to  
make an exhibition of myself. This  
case is a sore spot to me. The High  
Sheriff tries to hold me up to ridicule  
—what is the matter with me, eh?" A  
silence greeted his last query, and a  
smile went the rounds of the court  
room."You are a law-abiding citizen, ex-  
cept when you get excited," replied the  
High Sheriff.Judge Wilcox who had been looking  
up licenses interjected a statement at  
this moment that fishhawkers were re-  
quired to pay \$25 a year license, and a  
notary public only \$10. He did not  
think Mr. Davis was reducing himself  
to the level of the hawkers by paying a  
less fee."Well, we'll let that act go," said the  
attorney obligingly. "I did not know  
that was in the law. I am glad now  
that I did resign the office. I did not  
intend to argue this matter but I kind  
of got warmed up." The High Sheriff  
agreed with him."I think this is all a tempest in a  
teapot," said Mr. Davis. "Of course  
what can I do against such close com-  
panions, members of the same frater-  
nity of the Boston Law school, as  
Edmund Pearson Dole and High Sher-  
iff A. M. Brown.""I say," shouted Mr. Davis and level-  
ing his finger at the figure of the High  
Sheriff, "I say, let this man be expos-  
ed naked."The High Sheriff blushed. "They  
are not satisfied that I should be  
stripped from office. They want to  
place me on a par with criminals.  
With this parting shot Mr. Davis fin-  
ished his argument and examination."Judge Wilcox summed up the testi-  
mony very tersely. "You state Mr.  
Davis you have been acting as a no-  
tary under commission from the State  
of California. That is only a bare  
statement. I think you have, however,  
been exercising your duties as a notary  
public here and have not paid the fees.  
It may be that we live in the back-  
woods and are not educated properly,  
and don't know any better than to  
charge a fee of this kind. But the fee  
is plainly stated in the laws, and I  
therefore find you guilty of the charge,  
and fine you \$10."

An appeal was noted.

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